

# WORKMEN'S COMPENSATION

## ASSEMBLYMAN PHILLIPS SUBMITS A REPORT.

He Favors a Compensation Act, but Not the One Proposed by the Workmen's Compensation Commission. Speaker Friebe Hands Down the Capitol Fire Resolution.

ALBANY, May 11.—Assemblyman Cyrus W. Phillips to-day submitted to the Legislature his report supplemental to the fourth report made by the Employers' Liability Commission through its chairman, Senator Wainwright, and which recommended an amendment to the Constitution authorizing the enactment of a workmen's compensation act.

Mr. Phillips' supplemental report favors the adoption of an amendment but criticizes the one proposed by the commission, on the ground that the amendment proposed would have in addition to the workmen's common law rights to sue for negligence. Mr. Phillips recommends that the amendment be so drafted that a new system of compensation be created which would take the place of the common law right of action for negligence.

A week ago the Senate adopted a resolution naming a legislative committee of six, at the instance of Senator James J. Frawley, the chairman of the Senate Finance Committee, to investigate the damage caused by the Capitol fire, how much money would be needed to make the repairs and in what manner the repair work should be carried on. The purpose of the Frawley resolution is to suggest legislation, naming a committee of legislators to supervise the reconstruction work.

Although the resolution was delivered to the Assembly a week ago, Speaker Friebe had not handed it down or brought it to the attention of the Assembly. In the open Senate to-day Senator Frawley, Wagner, Grady and Brackett discussed this situation and insisted that the dignity of the Senate required action. Accordingly a resolution offered by Senator Grady was adopted requesting the Assembly to inform the Senate if the original Senate resolution of Senator Frawley had yet officially reached that body for action.

When Speaker Friebe heard of the action of the Senate he said that the Frawley resolution would be handed down by him this afternoon for the consideration of the House.

"The Assembly," said the Speaker, "is a coordinate branch of the Legislature, which conducts its business in a regular and expeditious manner and handles measures from the Senate just as does the Senate handle measures from the Assembly. The resolution will be reached this afternoon and handed down." And it was at the tail end of the session.

Speaker Friebe was asked if it were true that he objected to the resolution and was carrying it around in his pocket ever since May 2, when the Senate adopted it. He replied that such stories were "passage," which required twenty-six affirmative votes.

The Senate passed Senator Frawley's bill giving a judge of the Court of Appeals retired under the 70 year age limitation a salary of \$4,000 a year for acting as referee in actions and proceedings in which the State is a party.

Senator Cullen took the bill by the horns and as chairman of the Senate Cities Committee reported for "the consideration of the Senate" Senator Frawley's proposed new charter for Buffalo, the commission plan and embracing the initiative, referendum and recall. This means that the members of the Cities Committee do not go on record on the propositions embraced in the new charter. If they had the charter would have been reported adversely. But as Senator Frawley is a Democrat and the questions included in the charter decided by the whole Senate the Cities Committee deferred to Senator Frawley's request, feeling that the Senate itself will kill the charter in open discussion on the floor of the Senate.

## THOMAS M. OSBORNE QUILTS.

Resigns the Office of Forest, Fish and Game Commissioner.

ALBANY, May 11.—Thomas Mott Osborne has formally resigned as State Forest, Fish and Game Commissioner. In the absence of Gov. Dix, who is in Buffalo to-day, there was nothing in publication at the Executive chamber relative to the rumors from his Auburn home that Mr. Osborne had tendered his resignation. Governor Osborne left last night for Buffalo nothing having been received from Mr. Osborne.

While Mr. Osborne's written resignation may not have come to Albany, there is no secret among Mr. Osborne's friends that his resignation is at the disposal of the Governor and that he has finished his work for the State in the Forest, Fish and Game Department. The Governor will get Mr. Osborne's resignation when he returns from Buffalo to-morrow morning.

Among his more intimate friends it is known that Mr. Osborne has planned a trip to Europe, and that he will be at rest and the benefit of his shattered health. Mr. Osborne worked very hard as a counselor and leader of the insurgent during the recent election, and it is known that on many days his time was taken up with long conferences and that he never so much as left the Capitol at midday for a bite of lunch.

Never of very robust physique, this work took upon him, and when later he took trips to his home in Auburn he was not able to take along stenographers and dictate letters on the train. He would reach home in an exhausted condition. It was this heavy work and his disappointment at the outcome of the Senatorial fight which resulted probably in his present nervous breakdown following upon an aggravated attack of grip.

ALBANY, N. Y., May 11.—Inquiry at the home of Forest, Fish and Game Commissioner Thomas M. Osborne to-day brought denial to all interviewers who made effort to secure a statement regarding the report that the Commissioner had tendered his resignation to Gov. Dix because of ill health. Mr. Osborne is confined to his room from grip and overwork. His friends, however, believe he will probably follow the advice of his physician who strongly urges him to resign as Forest, Fish and Game Commissioner and to take a much needed vacation.

## Gov. Dix Approves Bill for State Institute to Study Malignant Diseases.

ALBANY, May 11.—Gov. Dix has approved the bill of Assemblyman Laverne appropriating \$35,000 for constructing and equipping in Buffalo a State institute for the studying of malignant diseases. This institute is the outgrowth of the work of State Health Commissioner Eugene H. Porter's cancer laboratory in that city.

The management of the institute is to be vested in a board of trustees of seven members, including the State Commissioner of Health, Dr. E. W. Aldrich, and Charles C. W. Aldrich, William H. Gratiot, Frederick C. Stevens of Albany and Charles C. Fairbanks of New York.

## You Can't Stop It Wrong

SIMPLY slip stop, draw razor back and forth a few times, remove it and shave. Easy stopping, easy shaving.

This expert stopping gives the head barber edge that always gives head barbers shaves. Only a self-sharpening razor.

Sold on trial; all dealers. Cost refunded if unsatisfactory.

Get an AutoStop Razor on trial today.

Try it at our demonstrating shop, 357 Fifth Ave., near 3rd St. No charge. Private shaving booth.

## AutoStop SAFETY STROPS ITSELF

Try it at our demonstrating shop, 357 Fifth Ave., near 3rd St. No charge. Private shaving booth.

## DUNNS GET INTO COURT AGAIN

JOHN T. HAS WIFE ARRESTED FOR CREATING A SCENE.

Philadelphia Magistrate Lets Her Go on the Explanation That She Merely Wanted to Make Husband, Whom She Has Sued for Divorce, Support Her.

PHILADELPHIA, May 11.—To end a scene that he says his wife started in the Mint Arcade yesterday, James T. Dunn, head of a novelty agency here, had her arrested.

At a hearing in police court, to-day, Mrs. Dunn was discharged. She gave her address as 616 West 116th street, New York. She said that her arrest was the result of a visit she made to the office of her husband, seeking support, on the advice of her attorney, Judge Warren of New York. She told Magistrate Scott that her husband had gone through her fortune of half a million dollars since they were married and that now he did not support her. Mrs. Dunn declared that her husband had run away with Mrs. Holme, wife of Judge Leicester Holme.

These charges were denied by Dunn, who said that when they were married Mrs. Dunn had only \$200,000, which he said was left to her by her first husband.

"Last evening my wife called at my office in the Mint Arcade and created a scene," said Dunn. "She called me vile names. I feared that she had a pistol, for time and again she has threatened both verbally and in letter to blow my head off. She was creating a disturbance when the policeman arrived and I ordered her arrested."

Dunn admitted that there was a divorce action in New York. He denied that he had squandered his wife's money. He said that he had separated from her in San Francisco, where he was a hotel keeper for a while.

It was said at 616 West 116th street yesterday that no one named Dunn lived there.

In 1908 Mrs. Sarah Rogers Dunn got into court by attacking Mrs. Leicester Holme, wife of the former judge, on the Boardwalk at Atlantic City. James Dunn, who at one time kept a hotel at New Haven, was with Mrs. Holme when Mrs. Dunn charged upon her. The two women pulled each other's hair.

Mrs. Dunn came from San Francisco, where she was the wife of Dixie Rosenberg and inherited his money after he killed himself in 1890.

She spent much of it furnishing the St. Francis Hotel in that city and had Dunn come to manage it for her. The two soon married.

Mrs. Holme was in San Francisco and she and Dunn left town about the same time. December, 1907. A little while later Mrs. Dunn also came east and met the two on the Boardwalk at Atlantic City.

At that time in court where the troubles of the Rosenberg family were being discussed, Dunn told the court that he was merely a secretary for Mrs. Holme.

Leicester Holme was last heard of as living in Paris. He was secretary to Hugo J. Grant, who was Mayor of New York. Afterward he became an excise commissioner when he had finished a term as Justice of the City Court. He was appointed legal guardian of Miss Hastings, who had inherited a fortune from her father. She married Dr. Fraser C. Fuller in 1890 and Holme was best man at the wedding. Twelve months after the death of Fraser, who fell from his horse while in camp with Troop A, Holme and the widow were married. In 1905 she sued for divorce, but the case was dropped amicably. Later she gave Holme \$5,000 a year to live on.

## COINERS' PLANTS RAIDED.

Owner of 12 Pishuarts Arrested as an Utterer of the Bad Coin.

Two complete coining outfits were gathered in by secret service men yesterday. With the outfits came four prisoners and \$1,002 in real money.

The raids were made by Richard M. Taylor and five detectives. Early in the morning just after daybreak Taylor and his men surrounded the house at 150 President street, Brooklyn; arrested Giovanni Sveloni and found 100 bad and 25 cent pieces, mounds and dies.

About noon the detectives visited 30 East 110th street and found Giovanni Lombardo and Salvatore Romano and his wife and three children. Taylor seized here what he described as the most complete coining plant he had seen in a long time. There were 80 bad coins, fifteen sets of moulds and metal galore, and \$1,000 in greenbacks was found in Mrs. Romano's wallet. Lombardo and Romano had been selling their wares at 30 cents on the dollar, said Taylor. They supplied men recently arrested in New York and Pennsylvania. Pietro Di Laggio of 291 First avenue was arrested late yesterday afternoon. The secret service men say that Di Laggio, who is a boat old man, owns twelve pishuarts and was scattering bad coin among his customers. He was watched for several weeks and was found to be getting his supply from the house in Harlem. The Harlem counterfeiters used up their surplus base metal by making in the same moulds used for coins small crosses that looked like silver and perhaps were sold as such.

## Little Fire on a Submarine.

Newport, May 11.—While practising on the torpedo range on Wednesday there was a slight fire on the submarine Eberling. Commander Edward W. Eberling said to-day that the damage would not amount to a dollar. The fire was caused by upsetting alcohol on some chemical grease used for marking.

# BRONX COUNTY BILL HELD UP

## SENATE REFUSES BY CLOSE VOTE TO TAKE IT UP.

It Proposed to Create the County of the Bronx Out of the Borough of the Bronx. Republicans on Caucus on the Bill and Make It a Party Measure.

ALBANY, May 11.—The fight in the Legislature over the question of creating the county of the Bronx out of Bronx borough, which is favored by the Hearst Independence League and the Republicans with a view of reducing the influence of Tammany Hall on Manhattan Island, suddenly came to a head in the State Senate to-day. An effort to take up Senator Stillwell's bill on this question was defeated, however, by a vote of 22 to 21, for it was by that close vote that the motion of Majority Leader Wagner to adjourn was adopted.

Those who voted to adjourn were Senators Burd, Cronin, Cullen, Ferris, Florio, Frawley, Gittins, Grady, Hart, Loomis, Loomis, McClelland, McManus, Mather, O'Brien, Pollock, Harnsberger, Satter, Shaw, T. Sullivan, Wagner and White.

Those who voted against adjournment, which is an indication that they will support the Bronx county bill, were Senators Bayne of Richmond, Griffin and Stillwell of the Bronx, Roosevelt of Dutchess, all Democrats; Duhamel of Brooklyn, Independence League, and the following Republicans: Senators Allen, Argabrite, Brackett, Burt, Cullen, Cobb, Emerson, Heacock, Hewitt, Hinman, Newcomb, Ormrod, Platt, Rose, Thomas and Wainwright. The absentees were Senators Black and Harden of Brooklyn and C. D. Sullivan of New York, Democrats.

The three Democrats who were absent would make the vote against the Bronx county bill 25, which might be enough to defeat it for a while at least, as Senator Stillwell has indicated that he will operate for adjournment and Senator Sage, another Republican, was married to-day and is on his honeymoon. This would leave the Bronx county bill with four Democratic Senators, one Independence League and the Republicans at 24. It requires a majority vote to advance a bill from the general orders to third reading, and it requires 26 votes to pass a bill.

When the vote was announced and the Senate was declared adjourned, Senator Brackett sang out at the top of his voice: "There will be a caucus of the Republican Senators at 7 o'clock Monday night." The purpose of the caucus is to have the Republicans make the Bronx county bill a party measure.

"Oh, that's all right," retorted Senator Grady. "Bob, you announce a caucus of Democratic Senators at 7 o'clock Monday night and Senator Wagner promptly did so. 'Is the Democratic caucus to consider any question touched upon in the Democratic platform?' inquired Senator Roosevelt of Majority Leader Wagner.

"No, it isn't," pointedly retorted Senator Wagner. "But it is going to consider a question of much interest to the Democratic party."

"Oh, no, of interest to Tammany Hall," interrupted Senator Brackett.

This ended the incident. Senator Roosevelt intimated that he will not attend the Democratic caucus or be bound by it on the Bronx county bill.

## BRONX KICK RELITTED.

Resignations of the Insurgent Four Lie Noseless on Murphy's Desk.

The resignations from the Tammany executive committee of Arthur H. Murphy, Eugene McGuire, Michael J. Garvin and William E. Morris, insubordinate district leaders of the Bronx, were still on Charles F. Murphy's desk yesterday, but he is not taking them seriously and expects that they will be recalled. The four say they won't.

The real organization trouble in the Bronx is not a general desire to be a county, but the fact that the organization hasn't been getting much patronage since Mayor Gaynor has been in office. William H. Hearst and the Independence League have been fostering discontent in the Bronx against Murphy in the hope that with the aid of the delegates from that borough, and of the Brooklyn Democrats who are not controlled by McCooney the next city convention can be taken from Murphy and Haffen is said to be on the same warpath.

Borough President Miller of the Bronx said yesterday at the City Hall: "Nobody in the Bronx wants a separate county made of it except those patriotic individuals who are using to secure the office for the sake of holding public office. The great mass of the voters and property holders are opposed to the county because they know it would mean an extra expense to the borough and a needless extra taxation to them."

Mr. Miller, who is an independent Democrat, said that from what he knew of the conditions in his borough there was no chance that the regular Democrats would break away from Tammany even if their leaders should quit. He said that he already the members of the general committee were beginning to discuss possible new leaders.

## BIBLE SOCIETY'S \$2,000,000.

Trust Funds to Be Increased When Sage Gift Pledges Are Met.

The ninety-fifth annual meeting of the American Bible Society was held yesterday at the Bible House. New managers were elected as follows: Frederick Sturges, James A. Punderford, Thomas Whittaker and Frederick S. Duncan. The report of the year's work presented by the Rev. Dr. William I. Haven said that the chief event was the securing of the \$500,000 subscriptions to meet the gift of Mrs. Russell Sage of another \$500,000. Hardly second to these as aid to the society was the gift of the late John S. Kennedy, already paid in of \$500,000. The trust funds of the society from which income can be used now amount to \$2,118,588, and they will be much more increased, since only \$94,500 of the subscriptions to meet the gift of Mrs. Sage have as yet been paid. The society has in addition, about \$300,000 in trust funds, the income from which must for the present go to special objects.

Even these large trust funds are inadequate, said the report, to maintain the society's work, since \$700,000 must be provided this coming year. The churches last year gave only \$50,000 and individuals only \$17,775. The society distributed 400,000 more volumes last year than in the year previous, the whole number having reached 3,200,000. The volume of ninety-five years the enormous total of 90,527,000 has been reached.

## CHAS. D. GARNETT A SUICIDE.

Takes Leave of His Wife to Shoot Himself in Riverside Park.

Charles D. Garnett, formerly a well to do paper manufacturer of St. Louis, shot himself in the forehead behind a clump of bushes in Riverside Park at the foot of West Ninety-fifth street yesterday. He was dead when discovered by a policeman.

Mr. Garnett, who was 49 years old, had a nervous breakdown a little over a year ago and he sold out his business and devoted his time to an attempt to regain his health. Several weeks ago he was advised to come to New York and seek medical advice here. He and his wife visited Mrs. Weinberg and stayed with her at the Tulleries apartment house, 24 West Ninety-fifth street.

Several times Mr. Garnett had told his wife that without health life was not worth living. On Wednesday evening at midnight the couple were talking together in the Weinberg home when Garnett said he wanted to look at books Mrs. Weinberg had in another room. He left his wife and when he had not returned in half an hour she got worried and started a search for him. She could not find him in the house and she and Mrs. Weinberg went to the West 100th street station. A general alarm was sent out for Garnett and two hours later when no word had been received Lieut. Gallagher asked Mrs. Garnett and her maid, who had accompanied her on her second trip to the station house, if they would join him in a search.

They went directly to the park and there Gallagher saw a man's foot extended beyond some bushes. He sent Mrs. Garnett away and the maid identified the body as Garnett's. A revolver was still in his hand. Dr. Smith of J. Hood Wright hospital said that death had been instantaneous, as the one bullet fired had penetrated the brain.

Garnett suffered serious business reverses before ill health forced him to retire. Formerly he was a half owner in the Garnett-Allen Paper Company in St. Louis and in June, 1909, he sold out his interest in his partner, George Allen. In bankruptcy proceedings it was stated that he got \$130,000 for his share. He had speculated in St. Louis real estate and while not poor when he came to New York he was not in a position as salesman for Wilkinson Bros. & Co. at 419 Broome street. His ill health prevented him from being very active in business and a week ago his employers induced him to take a leave of absence. He and his wife had decided to go back to St. Louis for a short visit and were to leave last night. It was this trip they were discussing when Garnett left her to go to the park.

## WOMEN FIGHT ON A PIER.

Mother and Grandmother Claw Each Other for Possession of a Child.

Mrs. John Huszitt, who lives with her sister, Mrs. Katherine Miller, at 298 Classon avenue, Brooklyn, went to the pier of the Hamburg-American liner, Amerika yesterday to rescue her five-year-old daughter Josephine from her grandaunt, Mrs. Catherine Lutz of St. Louis.

The mother says she was forced to leave her husband in St. Louis and that he planned to send the little girl to Hungary, whither he had already sent her boy John. She learned that Mrs. Lutz was going to take Josephine aboard the Amerika.

The information was correct. Mrs. Huszitt's mother and sister were walking down the pier with the girl and pounced upon her from a fence, shouting "Help! Police! Kidnapper!"

After grabbing Josephine and throwing her out of the way Mrs. Huszitt struggled with the grandaunt. More than half the length of the pier, and other women who tried to separate the combatants were drawn into the swirl. Much milling went to smash before policemen by hurling themselves into the whirlwind broke its gyrations.

Detective Weinthal unraveled the trouble after talking to the woman who had taken the girl to the pier, and in German. It took some time for the grandaunt and the mother of Josephine to get back their breath; things they could never get back. The grandaunt was taken to the hospital and the mother, also strangled of hair.

Mrs. Huszitt proved that she was Josephine's mother and the police let her take the child, who was very glad to go with her mother. The grandaunt sailed alone.

## M'MANIGAL IDENTIFIED.

Prisoner Points Himself Out in Group Picture Taken Before Explosion.

LOS ANGELES, May 11.—In a photograph of excursionists who visited San Gabriel Mission on December 23 last, Orrie E. McManigal to-day pointed to himself standing under a palm tree in the rear of the crowd, thus substantiating his confession that he was in Los Angeles at that time and that he came to this city to dynamite the Llewellyn Iron Works. Later several other persons identified the picture.

The District Attorney regards this as important. Heretofore the only evidence of McManigal's presence here was that afforded by his own confession and a fictitious name on a hotel register which he said he wrote. As there were a hundred or more in the excursion party which was photographed it is believed that someone will be found who will remember McManigal. He says he talked with several men on the trip.

"I wasn't anxious to shine in the front rank," said McManigal to-day, discussing the picture. "But thought I'd like to be mixed up on the trip. I could send a copy to some of my friends here to show 'em I was on the job, so I took a position in the rear of the crowd, near a palm tree."

INDIANAPOLIS, May 11.—Walter Drew and J. A. G. Badoff, attorneys for the National Erectors Association, have refused to answer certain questions before the Grand Jury. Badoff and Badoff answered all questions relating to dynamite in the American Central Life Building except as to how they knew it was there. It is believed that this matter, if revealed now, would anticipate testimony to be developed at Los Angeles and that adverse information would affect the prosecution's case.

## Von Phul and Two Passengers Up.

KANSAS CITY, May 11.—St. Louis Von Phul with two passengers started a flight from Overland Park in the balloon St. Louis No. 4 at 11:20 to-day. The passengers were George M. Myers, president of the Kansas City Aero Club, and Robert M. Campbell, vice president.

The balloon passed over Lees Summit, Mo., at 1:30 P. M.

# HEAD OF PALMIST PARTY HELD

## FRANK A. RYAN UNDER \$5,000 FOR LARCENY.

Complaint From a Bridgeport Man and Two Indictments Against Him in Massachusetts—Other Palmist Faction Is at War With the Ryan Group Now.

The Kohler and Waite group and the Elliott and Ryan group of palmists who once worked together had a disagreement a few months ago, and as a result each faction began to write to Police Headquarters about the other group. As a result of the letters Frank A. Ryan was arraigned before Magistrate Green in the West Side court yesterday and held on \$5,000 bail on a larceny complaint made by F. A. Whitney of Bridgeport. Detective William F. Reich, who for months has been hunting for Ryan and his crowd, believes that the Ryan group alone has separated people in various cities, especially in Philadelphia and Boston, from about \$200,000.

Shortly after Detective Reich took Ryan into camp as Ryan came out of a house in West Seventy-first street early yesterday morning the Boston police were notified of the arrest. A detective immediately left Boston, where there are two indictments against Ryan for grand larceny, and came to Headquarters here with requisition papers. But it is probable, so it was said by a detective in Inspector Russell's office yesterday, that Ryan will first be tried here and, if convicted and sentenced, be taken in hand by the Boston officials and tried on the indictments against him in Massachusetts.

Early last fall Miss Dora Coffin of 35 West Sixty-first street went to Police Headquarters to complain that a palmist who had advertised as Prof. Fred Kohler some time before had induced her to lend him \$24,000. He had given her his note and then had disappeared. Detective Reich started out to look for Kohler, got him here on November 10 last, shipped the professor to Boston and later was gratified to learn that Kohler had been convicted and had got a five year sentence in Massachusetts.

Shortly after this the big group began to quarrel among themselves. Kohler's friends got the notion that some of the others had worked to supply anonymous information to the police, thereby helping toward the arrest and conviction of Kohler.

Soon after Kohler's arrest two automobiles loaded with well dressed men rushed fire upon each other in broad daylight in Seventy-second street near Columbus avenue. At the time it was said that the revolvers which started the residence street were loaded only with blank cartridges and that the whole affair had been arranged by a moving picture company.

Detective Reich hadn't been working on the case of Kohler when he heard that the fight was real and that the automobiles were loaded with live ammunition. He was the leader of the rival groups of palmist operators.

## Against Laborers' Vacation Bill.

The Board of Estimate asked the Mayor yesterday to write to the Legislature protesting against the bill giving to per diem laborers two weeks vacation every year with pay. Comptroller Frederick said that if the bill became a law it would cost the city at least \$875,000 a year. A similar bill has been passed annually for several years, but it has always been vetoed.

# B. Altman & Co.

## FURS RECEIVED FOR STORAGE

SECURITY IS GIVEN AGAINST DAMAGE OR LOSS, AND ORDERS RECEIVED BEFORE THE AUTUMN SEASON FOR THE REPAIRING OR REMODELING OF FURS WILL HAVE THE ADVANTAGE OF LOWER CHARGES.

## RUGS, TAPESTRIES AND CURTAINS

ALSO RECEIVED FOR STORAGE. RUGS REPAIRED AND CLEANED. LACE CURTAINS CLEANED AND STORED.

34th Avenue, 34th and 35th Streets, New York.

## On Sunday, May 14th

# THE SUN

Will publish an Article on Queens Borough Real Estate

This Article will be interesting to Buyers, Renters and Sellers of Queens Borough Real Estate, as will also the Advertisements of this Section which will appear in that issue.

## The Provident Loan Society

OF NEW YORK

Loans from \$1 to \$500 upon pledge of personal property.

INTEREST RATES

One per cent. (1%) per month or fraction thereof.

One-half per cent. (.5%) charged upon loans repaid within two weeks from date of making.

BRONX OFFICE, 140th St. & Courtlandt Av., NOW OPEN

Fourth Avenue cor. 35th Street  
Eldridge Street cor. Rivington Street  
Seventh Ave. bet. 48th & 49th Streets  
123rd Street cor. Park Avenue  
Grand Street cor. Clinton Street  
Graham Avenue cor. Debevoise St.  
Pittkin Avenue cor. Rockaway Ave.

# THE SUBWAY OFFERS

From The Evening Post, May 11, 1911

For a layman accurately to compare the two subway plans before the transit committee of the Board of Estimate is impossible. One doubts whether even the members of the committee could place them in parallel columns, since they vary so much in routes and plans. More than that, the latest offer of the Brooklyn company is couched in such extraordinarily involved language as to make some parts scarcely intelligible. It leaves much unsaid, and can be fully understood only after a careful study of it in connection with the company's previous offers. But certain things now stand out clearly. Though the report made this morning that the transit committee is ready to accept the Brooklyn offer is obviously premature, it is plain that its decision will be based on the merits of the offer as it stands, and not on the question of which has been at times severely criticized for its seeming delay, it has worked by day and by night, and by the dynamite the Llewellyn Iron Works. Later several other persons identified the picture.

The District Attorney regards this as important. Heretofore the only evidence of McManigal's presence here was that afforded by his own confession and a fictitious name on a hotel register which he said he wrote. As there were a hundred or more in the excursion party which was photographed it is believed that someone will be found who will remember McManigal. He says he talked with several men on the trip.

"I wasn't anxious to shine in the front rank," said McManigal to-day, discussing the picture. "But thought I'd like to be mixed up on the trip. I could send a copy to some of my friends here to show 'em I was on the job, so I took a position in the rear of the crowd, near a palm tree."

INDIANAPOLIS, May 11.—Walter Drew and J. A. G. Badoff, attorneys for the National Erectors Association, have refused to answer certain questions before the Grand Jury. Badoff and Badoff answered all questions relating to dynamite in the American Central Life Building except as to how they knew it was there. It is believed that this matter, if revealed now, would anticipate testimony to be developed at Los Angeles and that adverse information would affect the prosecution's case.

Von Phul and Two Passengers Up.  
KANSAS CITY, May 11.—St. Louis Von Phul with two passengers started a flight from Overland Park in the balloon St. Louis No. 4 at 11:20 to-day. The passengers were George M. Myers, president of the Kansas City Aero Club, and Robert M. Campbell, vice president.

The balloon passed over Lees Summit, Mo., at 1:30 P. M.

CHAS. D. GARNETT A SUICIDE.  
Takes Leave of His Wife to Shoot Himself in Riverside Park.

Charles D. Garnett, formerly a well to do paper manufacturer of St. Louis, shot himself in the forehead behind a clump of bushes in Riverside Park at the foot of West Ninety-fifth street yesterday. He was dead when discovered by a policeman.

Mr. Garnett, who was 49 years old, had a nervous breakdown a little over a year ago and he sold out his business and devoted his time to an attempt to regain his health. Several weeks ago he was advised to come to New York and seek medical advice here. He and his wife visited Mrs. Weinberg and stayed with her at the Tulleries apartment house, 24 West Ninety-fifth street.

Several times Mr. Garnett had told his wife that without health life was not worth living. On Wednesday evening at midnight the couple were talking together in the Weinberg home when Garnett said he wanted to look at books Mrs. Weinberg had in another room. He left his wife and when he had not returned in half an hour she got worried and started a search for him. She could not find him in the house and she and Mrs. Weinberg went to the West 100th street station. A general alarm was sent out for Garnett and two hours later when no word had been received Lieut. Gallagher asked Mrs. Garnett and her maid, who had accompanied her on her second trip to the station house, if they would join him in a search.

They went directly to the park and there Gallagher saw a man's foot extended beyond some bushes. He sent Mrs. Garnett away and the maid identified the body as Garnett's. A revolver was still in his hand. Dr. Smith of J. Hood Wright hospital said that death had been instantaneous, as the one bullet fired had penetrated the brain.

Garnett suffered serious business reverses before ill health forced him to retire. Formerly he was a half owner in the Garnett-Allen Paper Company in St. Louis and in June, 1909, he sold out his interest in his partner, George Allen. In bankruptcy proceedings it was stated that he got \$130,000 for his share. He had speculated in St. Louis real estate and while not poor when he came to New York he was not in a position as salesman for Wilkinson Bros. & Co. at 419 Broome street. His ill health prevented him from being very active in business and a week ago his employers induced him to take a leave of absence. He and his wife had decided to go back to St. Louis for a short visit and were to leave last night. It was this trip they were discussing when Garnett left her to go to the park.

WOMEN FIGHT ON A PIER.  
Mother and Grandmother Claw Each Other for Possession of a Child.

Mrs. John Huszitt, who lives with her sister, Mrs. Katherine Miller, at 298 Classon avenue, Brooklyn, went to the pier of the Hamburg-American liner, Amerika yesterday to rescue her five-year-old daughter Josephine from her grandaunt, Mrs. Catherine Lutz of St. Louis.

The mother says she was forced to leave her husband in St. Louis and that he planned to send the little girl to Hungary, whither he had already sent her boy John. She learned that Mrs. Lutz was going to take Josephine aboard the Amerika.

The information was correct. Mrs. Huszitt's mother and sister were walking down the pier with the girl and pounced upon her from a fence, shouting "Help! Police! Kidnapper!"

After grabbing Josephine and throwing her out of the way Mrs. Huszitt struggled with the grandaunt. More than half the length of the pier, and other women who tried to separate the combatants were drawn into the swirl. Much milling went to smash before policemen by hurling themselves into the whirlwind broke its gyrations.

Detective Weinthal unraveled the trouble after talking to the woman who had taken the girl to the pier, and in German. It took some time for the grandaunt and the mother of Josephine to get back their breath; things they could never get back. The grandaunt was taken to the hospital and the mother, also strangled of hair.

M'MANIGAL IDENTIFIED.  
Prisoner Points Himself Out in Group Picture Taken Before Explosion.

LOS ANGELES, May 11.—In a photograph of excursionists who visited San Gabriel Mission on December 23 last, Orrie E. McManigal to-day pointed to himself standing under a palm tree in the rear of the crowd, thus substantiating his confession that he was in Los Angeles at that time and that he came to this city to dynamite the Llewellyn Iron Works. Later several other persons identified the picture.

The District Attorney regards this as important. Heretofore the only evidence of McManigal's presence here was that afforded by his own confession and a fictitious name on a hotel register which he said he wrote. As there were a hundred or more in the excursion party which was photographed it is believed that someone will be found who will remember McManigal. He says he talked with several men on the trip.

"I wasn't anxious to shine in the front rank," said McManigal to-day, discussing the picture. "But thought I'd like to be mixed up on the trip. I could send a copy to some of my friends here to show 'em I was on the job, so I took a position in the rear of the crowd, near a palm tree."

INDIANAPOLIS, May 11.—Walter Drew and J. A. G. Badoff, attorneys for the National Erectors Association, have refused to answer certain questions before the Grand Jury. Badoff and Badoff answered all questions relating to dynamite in the American Central Life Building except as to how they knew it was there. It is believed that this matter, if revealed now, would anticipate testimony to be developed at Los Angeles and that adverse information would affect the prosecution's case.

Von Phul and Two Passengers Up.  
KANSAS CITY, May 11.—St. Louis Von Phul with two passengers started a flight from Overland Park in the balloon St. Louis No. 4 at 11:20 to-day. The passengers were George M. Myers,